



0000066951

INTERVENTION ORIGINAL

BEFORE THE ARIZONA CORPORATION COMMISSION RECEIVED

WILLIAM A. MUNDELL

Chairman

JIM IRVIN

Commissioner

MARC SPITZER

Commissioner

Arizona Corporation Commission

DOCKETED

FEB 11 2002

2002 FEB 11 P 12:38

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKETED BY

[Signature]

IN THE MATTER OF TUCSON ELECTRIC POWER)
COMPANY'S APPLICATION FOR A VARIANCE)
OF CERTAIN ELECTRIC COMPETITION RULES)
COMPLIANCE DATES)

Docket No. E-01933A-02-0069

PETITION FOR LEAVE TO INTERVENE OF THE
LAND AND WATER FUND OF THE ROCKIES

Pursuant to the Rules of Practice and Procedure of the Arizona Corporation Commission

("Commission"), the Land and Water Fund of the Rockies ("LAW Fund") hereby petitions for leave
to intervene in the above-captioned docket and, in support thereof, states as follows:

1. The LAW Fund is a regional environmental law and policy center serving the Rocky
Mountain and Desert Southwest states. The LAW Fund has an Arizona board member and
individual members who live in Arizona and are electric ratepayers. The LAW Fund's Energy
Project promotes the development of clean energy power production technologies, energy efficiency,
renewable resources, and other measures that help minimize the environmental impacts of meeting
the demand for energy services in an economically and politically acceptable fashion.

2. The LAW Fund has been involved in proceedings before the Commission for nearly
ten years. As part of this work, the LAW Fund has represented a number of other Arizona non-profit
organizations on energy issues. The LAW Fund has an interest in this proceeding because the
requested extensions of the compliance dates for TEP's implementation of the competitive bidding
rules and the transfer of its generating assets to a competitive affiliate may affect the timing, quantity

1 and diversity of resources constructed in Arizona and acquired by Arizona utilities, which, in turn,
2 may impact the environment and economy of Arizona and the region.

3 3. Intervention by the LAW Fund will not unduly broaden the issues or delay the
4 proceeding. To the extent that this docket is consolidated with any other Commission dockets, the
5 LAW Fund requests that it be granted intervention status in the consolidated dockets. The LAW
6 Fund does not yet know what position it will take in this proceeding.


7 4. The LAW Fund requests that all pleadings, correspondence, discovery, and other
8 documents be served on the following:

9 David Berry
10 P.O. Box 1064
11 Scottsdale, AZ 85252-1064
12 480-990-7209 (fax is the same)
13 azbluhill@aol.com
14

15 Eric C. Guidry
16 LAW Fund Energy Project
17 2260 Baseline Rd., Suite 200
18 Boulder, CO 80302
19 (303) 444-1188 x226
20 (303) 786-8054
21 eguidry@lawfund.org
22

23 *WHEREFORE*, the LAW Fund respectfully requests that the Commission issue an order
24 granting intervention in the above-captioned proceeding.

25
26 Respectfully submitted this February 8, 2002,
27

28 
29
30 Eric C. Guidry
31 Staff Attorney
32 The Energy Project
33 Land and Water Fund of the Rockies

CERTIFICATE OF SERVICE

I hereby certify that the original and 10 copies of the PETITION FOR LEAVE TO INTERVENE OF THE LAND AND WATER FUND OF THE ROCKIES were sent by U.S. mail, first-class and postage prepaid, to Docket Control, Arizona Corporation Commission, 1200 W. Washington Street, Phoenix, AZ 85007, on the 8th day of February 2002, and a true and correct copy was mailed to each of the following:

David Berry
Land and Water Fund of the Rockies
PO Box 1064
Scottsdale AZ 85252-1064

Jeffrey B. Guldner
Snell & Wilmer, LLP
One Arizona Center
400 E. Van Buren St.
Phoenix AZ 85004-00001

Ernest Johnson
Director
ACC Utilities Division
1200 W. Washington St.
Phoenix AZ 85007

Mark Sirois
Executive Director
Arizona Community Action Assn
2627 N. 3d St. #2
Phoenix AZ 85004

Scott S. Wakefield
Chief Counsel
RUCO
2828 North Central Ave., Suite 1200
Phoenix AZ 85004

Lyn A. Farmer, Esq.
Chief Admin. Law Judge, Hearing Division
Arizona Corporation Commission
1200 W. Washington St.
Phoenix AZ 85007

Raymond S. Heyman
Michael W. Patten
Roshka Heyman & DeWulf
400 E. Van Buren St., Suite 800
Phoenix AZ 85004

Christopher C. Kempley, Esq.
Chief Counsel, Legal Division
Arizona Corporation Commission
1200 W. Washington
Phoenix AZ 85007

Charles T. Stevens
Arizonans for Electric Choice & Competition
245 W. Roosevelt
Phoenix AZ 85003